**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**

**APPEAL NO.893 OF 2001**
IN
NOTICE OF MOTION NO.1176 OF 2001
IN
SUIT NO.4324 OF 1993

Himatlal C.Davawala & Anr. .. Appellants
V/s
Tarunbhai H.Goradia & Ors. .. Respondents

Mr.Kapil Gor for the Appellants.
Mr.K.H.Mody i/by M/s.Haridas & Co.for Res.Nos.1 & 2.

**CORAM : DR.S.RADHAKRISHNAN, & R.S.MOHITE, JJ.**

**DATE : 21st November, 2007.**

**P.C.:**

1. None appears for the Appellants. The learned Counsel for Respondent Nos. 1 & 2 has pointed out that the order impugned in this Appeal is an ad-interim order passed in the Notice of Motion No.1176/2001. The learned Counsel for Respondent Nos.1 & 2 states that the aforesaid Notice of Motion No.1176/2001 itself has been finally displosed of. In view thereof, the present Appeal has become infructuous, and hence the same stands dismissed.

**(R.S.MOHITE, J.)** **(DR.S.RADHAKRISHNAN, J.)**